

## Newstead Town Board Meeting- January 23, 2006

A Regular Meeting was called to order by the Newstead Town Board on Monday, January 23, 2006 at the Newstead Town Hall at 8:00PM.

Present: David Cummings- Supervisor  
Harold Finger- Councilman  
Mark Decker- Councilman  
Rebecca Baker- Assessor  
Christine Falkowski- Building Administrator  
Michael Bassanello- Highway Supt.  
Andrew Casolini- Town Engineer  
Nathan Neill- Town Attorney  
Dawn D. Izydorczak- Town Clerk  
Kathleen Lang- Deputy Town Clerk

Roll Call was taken with all board members present except Councilman George who is out of town on business.

Ken Kasparek led the pledge to the flag.

Minutes from the previous regular board meeting held on January 9, 2006 were presented for approval. A motion was made by Councilman Finger, seconded by Councilman Decker to accept as presented. Carried

**Communications** – The Town Clerk presented the following:

A letter from Erie County Consortium Community Development Block Grant program congratulating the Town of Newstead on their award of \$226,606.00 for the continuation of the Rural Transit Service program.

The Annual Report from Amherst Central Alarm offices was received reporting the 2005 calls for Akron Fire Co. - 486 and Newstead Fire Co. – 292 totals.

A letter from resident Bob Scheib regarding the Akron Falls Park dam and the build-up of debris that has formed around the brim of the dam. He has sent letters to Erie County Parks Commissioner Angelo Sedita, Mayor Perkins and Legislator Mike Ranzenhofer also regarding this issue.

A letter of resignation was received from Julie Brady, member of the Library Board. She has enjoyed her years on the Library Board but feels it is time for her to step down.

A letter from Disaster Coordinator Dean Hyder requesting a resolution be drafted approving the Erie County All-Hazard Mitigation Plan by the January 31, 2006 deadline.

Several letters were received regarding the vacant Councilman position, the Bingo Inspector position and the Recreation Director position. Letters of interest were received from: Richard Hegmann, Ray Carlo, David Parzych, Justin Rooney, Pierson Bell and Milt Sheehan.

The Annual Report for Rural Transit Service, Inc. was received for June 1, 2004 – May 31, 2005.

An information packet was received from the NYS DEC offices announcing grant funds available for projects to eradicate aquatic invasive species from the waters and wetlands of New York State.

The monthly report for Water Districts #1 and #3 was received from Midstate Environmental Labs with all levels reported being within acceptable ranges.

The Erie County Soil & Water Conservation District is holding their annual 2006 Conservation Tree & Shrub Seedling Program. Orders must be in by March 24, 2006 and the Pick-up date is scheduled for April 22, 2006 at the Erie County Fairgrounds in Hamburg, NY.

A letter from resident Debra Fetterman of 7915 Moore Road, regarding outdoor wood boilers. She would like the board to address banning of these boilers in the town.

The winter 2006 edition of RSVP Connections for Senior Volunteers was received.

A letter from Christiane Bergauer-Free, property owner of 7861 Scotland Road, regarding concerns with water flow and ditching problems at the road on her property.

A letter from NYS Dept of Ag & Markets with their comments on the WD# 10-Phase 2 project.

A motion was made by Councilman Finger, seconded by Councilman Decker to receive and file correspondence as presented. Carried

**Work Session:** Supervisor Cummings reported that at the work session held on January 16<sup>th</sup> the following issues were discussed: insurance contract, water district #10 issues, water district #1 & #3 switch over to ECWA, water service at the Rapids Rd substation, the shared facilities project, the library elevator, a joint meeting with the Village, Local Law #1 of 2006, highway union contract issues, Archives, Capitalization Policy, job descriptions for all employees, and unfinished items: Akron Airport funding of hanger and land and personnel issues.

**Privilege of the Floor** –Bob Scheib, 51 Brooklyn Street, spoke of his concerns with debris at the dam and pond at Akron Falls Park. The pond has not been dredged for many years and this should be done. He asked the board to put pressure on County of Erie to do this. Mr.Scheib stated he knows that the Town of Newstead is lead agency for the Akron Airport projects and he would like to re-state his opposition to the cross wind runway and jet fueled aircraft issues and storage of fuel for these aircraft.

**Approval of Bills** -Councilman Decker reported that the Abstracts from Batches #465 & 466 from the January 9, 2006 meeting have been reviewed with the previously UN-audited vouchers and everything was found in order. He presented Abstract Batch #471, #472 & 473. Vouchers on these abstracts numbered #1569 – 1592 for 2005 and 10 – 29 for 2006, totaling \$45,059.82 and were presented for payment approval by Councilman Decker, seconded by Councilman Finger to approve payment.

Abstract Batch #471, #472 & #473:

General Fund (A) -\$21,862.82, Fund (B) \$480.90, Highway (DA) -\$0, Highway: Outside Village (DB) \$5,900.27, Capital Projects: CAP-WD#10 (HI)- \$438.44, CAP-Town Hall (HK)- \$0, Highway Garage (HG)- \$0, Fire Protection (SF) \$117.10, Refuse (SR) \$6,527.41, Sewer Fund (SS) \$3,252.80, Sewer District #2 (SS02)- \$101.18, and Water Districts (SW1) \$4,275.71, (SW2) \$0, (SW3) \$2,099.31, (SW4) \$0, (SW5) \$3.88, (SW6) \$0, (SW7) \$0, (SW7A) \$0, (SW8) \$0, (SW9) \$0, (SW10) \$0, Trust & Agency(TA)- \$0 Totaling \$45,059.82. Carried

## **COMMITTEE AND DEPARTMENT HEAD REPORTS**

**Highway** – Supt. Bassanello reported he attended the Erie County Highway Association meeting. He learned that the snow contract moneys will be sent out soon. The Tire-Drop Off has been scheduled for April 29, 2006, 9:00AM-12:00 Noon.

**Assessor** – Assessor Baker reported she has received a letter from our Counsel, Mr. Bennett, regarding the Feitshan's litigation and a proposed settlement offer has been issued.

**Building Office** –the following building report was presented by the Building Administrator Christine Falkowski:

Triple G Service  
John Kausner  
Richard Campbell

Special use permit-renew  
Pipe permit  
Storage barn

David Edwards  
Michael Westphal  
Ivy Ridge Equities  
Tom McGreevy

Siding  
Deck & ramp  
Temp sign permit  
One family home

The Town Board accepted and approved the Building Report as presented.

**Town Clerk**-Presented Dog Control Officer reports for September, October, November and December 2005. She requested work session time to discuss archives and building issues.

**Attorney for the Town** – The Sequin easement for Brucker Road was discussed. He also learned from them that the residents in that area are going to be submitting a traffic study for Brucker Road.

### **COUNCILPERSONS**

**George**- Not Present

**Finger**- He requests work session time for Building and Archives issues along with the Clerk.

**Decker**- Nothing at this time.

**SUPERVISOR**- The December Supervisor's Report is complete and on file with the Town Clerk. He attended Northeast Supervisor's meeting. He also met with Head Librarian Kristine Sutton and Mary Ann Pula at Hearts and Hands.

### **UNFINISHED BUSINESS**

**Water District #10**- Phase 1A & Phase 1B –They have submitted for approval the water lines on Stage, Nice, Schutt and North Millgrove areas and are waiting for a reply.

Phase 2- Resolutions to follow

**Water Tank**- They are topping out soon due to good weather conditions this winter. They will then begin work on the dome.

**Route 5 Zoning**-They will discuss in work session next meeting.

**Shared Public Works Facility Committee**- interviews have been held. They are working thru the programming and will next meet to go over "concept of operation".

Other: nothing

### **NEW BUSINESS:**

#### **Water District #10-Phase 2 -SEQR:**

A motion was made by Councilman Decker, seconded by Councilman Finger approving the issuance of a Negative SEQR Declaration on the Water District #10- Phase 2 project.

(Resolution Attached)                      Ayes-3                      Nays-0                      Absent- 1                      Carried

#### **Water District #10-Phase 2 Public Hearing Approvals:**

A motion was made by Councilman Finger, seconded by Councilman Decker approving the calling of a Public Hearing on February 13, 2006 at 7:30 pm at the Newstead Town Hall to hear comments concerning the increase and improvement of Water District #10- Phase 2.

(Resolution Attached)                      Ayes-3                      Nays-0                      Absent- 1                      Carried

#### **Water District #3-Approval of Hydrant fees:**

A motion was made by Councilman Decker, seconded by Councilman Finger approving the payment of hydrant fees for Water District #3 in accordance with the Towns agreement with Erie County Water Authority.

(Resolution Attached)                      Ayes-3                      Nays-0                      Absent- 1                      Carried

